FILED VIA EFS ON

October 16, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Response Under 37 C.F.R. § 1.116 Expedited Procedure

In re application of: Finkel et al.

Application No. 10/534,626

Filed: May 11, 2005

Confirmation No. 8541

For: METHOD FOR DIAGNOSIS AND

TREATMENT OF VASCULAR DISEASE

Examiner: Sumesh Kaushal

Art Unit: 1633

2.

Attorney Reference No. 4239-67020-02

SUBMITTED VIA THE ELCTRONIC FILING SYSTEM COMMISSIONER FOR PATENTS

AMENDMENT AFTER FINAL ACTION

This responds to the Office action dated October 2, 2009. A three-month shortened period of response was set, making a response timely if filed on or before January 2, 2009. It is believed that no fees are required for this filing. However, if the Commissioner determines that fees are required, Applicants hereby give permission to deduct such fees from Deposit Account 02-4550.

Amendments to the Claims are reflected in the listing of claims, which begins on page

Remarks begin on page 7.